GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department – MACMA No.27/2006 and 2618/2008 in OP No.367/2002 filed by Sri P. Pakkirappa, F/o Late P. Kullayappa (ARPC), Anantapur - Administrative Sanction for an amount of Rs.3,00,000/- - Accorded – Orders – Issued.

HOME (SERVICES.IV) DEPARTMENT

G.O.RT.No. 988 Dated: 20-12-2017
Read the following:-

1. From the Director General of Police, Director General of Police, Lr. Rc.No.661/U3/12, dated 24-09-12 and 01-11-13.
2. G.O.Rt.No.502, Home (WNT) Department, Dated 28-04-14.
3. G.O.Rt.No.1635, Finance(BG.I)Department, Dated 12-05-14.
4. From the Director General of Police, Andhra Pradesh, Letter Rc.No.340/F2/2014(Rc.No.661/U3/2012), dated 29-09-2017.

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ORDER:-

The Director General of Police, Andhra Pradesh, in his letters 1st read above has stated that Sri P. Kullayappa, ARPC 2239, Anantapur was on Bandobust duty for the then Chief Minister of Andhra Pradesh on 25-08-1999 in connection with electioneering visit of Anantaprur District. While Sri Kullayappa was accompanying the Chief Minister Convoy in Jeep bearing No.AP02/C 0126 the Jeep met with accident at Kakkalapalli Cross at 8.40 PM, On account of rash and negligent driving of the driver, resulting in the death of P. Kullayappa, ARPC 2239. A case was registered in C.No.113/99 against the jeep driver. Consequently, the father of deceased Kullayappa i.e., P. Pakkirappa and mother Smt P. Nallamma have filed a petition in the Hon'ble Court of the Motor Accidents Claims Tribunal, Anantapur in O.P.No.367/2002.

2. The Director General of Police, Andhra Pradesh has further informed that the Hon'ble Court pronounced the Judgment dated 14-09-2005 awarding compensation of Rs.3,97,200/- along with proportionate costs and interest @ 9% p.a. from the date of petition till the date of realization.

3. The Director General of Police, Andhra Pradesh, has also informed that the United India Insurance Company Limited and the District Collector, Anantapur have filed MACA No.27/2006 and MACMA No.2618/2008 before the Hon'ble High Court of A.P. Hyderabad against the orders in MVOP NO.367/2002. The Hon'ble High Court of A.P. Hyderabad has allowed the both appeals and issued the common judgment and fixed the liability to pay compensation on Government but reduced the total award amount of Rs.3,97,200/- to Rs.3,00,000/-. The Collector and District Magistrate, Anantapur has requested to issue sanction orders for an amount of Rs.3,00,000/- in the said MVOP.

4. The Director General of Police, Andhra Pradesh, has further informed that the G.P. for Arbitration, High Court of A.P. Hyderabad has opined that, it is not fit case for filing appeal in Hon'ble Supreme Court of India against the Common Judgment and Decree dt.14-02-2012 in MACMA Nos.2618/2008 and 27/2006, and advised to comply with Judgment of Hon'ble High Court, since there are no merits in the case. The DGP, AP, has therefore requested to sanction compensation for an amount of Rs.3,00,000/- in the above MVOP case.

(P.T.O)

5. Government after careful examination of the matter, hereby accord fresh administrative sanction duly cancelling the orders issued vide G.O.Rt.No.502, Home (WNT) Department, dated 28-04-2014 for an amount of Rs.3,00,000/- (Rupees Three lakhs only) towards payment of compensation with interest in MACMA No.27/2006 and 2618/2008 in OP No.367/2002 filed by Sri P. Pakkirappa F/o Late P. Kullayappa (ARPC), Ananthapur District.

6. The expenditure sanctioned in para (5) above, shall be debited to the Head of Account "2055 Police – MH.109 District Police – SH (03) District Police Force – 500 Other Charges – 501 Compensation (Charged)" and shall initially be met by an advance from the Contingency Fund orders regarding which will be issued by Finance (Budget.I) Department.

7. The Director General of Police, Andhra Pradesh shall take necessary action to send the proposals for obtaining supplementary grants towards recoupment of advance at appropriate time.

8. This order issues with the concurrence of the Finance Department, vide their File.No.FIN-43027/264/2017-SO (FMU(E&H&C))-FIN dated.15-12-2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police Andhra Pradesh, Mangalagiri.
The Superintendent of Police, Anantapur District.
The Accountant General of A.P., Hyderabad.
The Pay and Accounts Officer, Anantapur District.
The District Treasury Officer, Anantapur District.
Copy to:-
The Finance Department Registry.
OSD to Dy. CM & Minister (Home).
P.S. to Prl. Secretary to Government, Home Department.
SF/SC (C.No.9289/Ser.IV/2017)

//FORWARDED BY ORDER//

SECTION OFFICER